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7 Special Appearance as Attorneys for Specially Appearing
8 Defendant Intrepid Travel Proprietary Limited

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15 Attorneys for Plaintiffs Philip Allen and
16 Brian Calder

17 **UNITED STATES DISTRICT COURT FOR THE**
18 **CENTRAL DISTRICT OF CALIFORNIA - SOUTHERN DIVISION**

19 Philip Allen and Brian Calder on behalf }
20 of themselves and all others similarly }
21 situated,

22 Plaintiffs,

23 v.

24 PEAK DMC NORTH AMERICA, a }
25 California corporation (formerly known }
26 as SUNTREK TOURS, INC., a }
27 California corporation, and dba }
28 INTREPID SUNTREK); INTREPID }
TRAVEL PROPRIETARY LIMITED, }
an Australian proprietary company, and }
DOES 1-10, inclusive }

Defendants.

Case No.: CV12-5165-CAS(JCGx)

[PROPOSED] ORDER ON
STIPULATION TO EXTEND TIME TO
RESPOND TO INITIAL COMPLAINT

Complaint served: May 23, 2013

Current response date: September 10,
2013

New response date: March 10, 2014

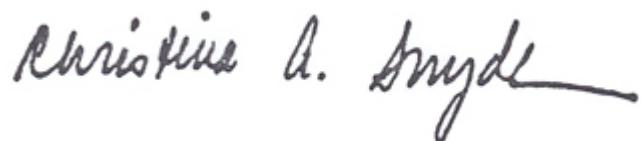
29
30 Pursuant to the stipulation between Intrepid Travel Proprietary Limited, an
31 Australian proprietary company, and the plaintiffs, good cause appearing therefor, the
32 Court hereby extends for a period of 180 days until March 10, 2014 the responsive
33 pleading date for Intrepid Travel Proprietary Limited ("Intrepid") while the parties to
34 this action, the parties to the related State Court action, and the Courts work to resolve

1 the post-mediation proceedings. In conformity with the stipulation, the Court orders
2 equitably tolled for an additional 180 days all claims of putative collective class
3 members against Defendant Intrepid while the parties to this action, the parties to the
4 State Court action, and the Courts work to resolve the post-mediation proceedings.
5 Court further finds that Intrepid is not availing itself of the jurisdiction of this Court
6 by any agreement, participation in any mediation, post mediation meetings, hearings,
7 agreements, pleadings, or appearances related to this action or the Stipulation upon
8 which this Order is based and Intrepid's Stipulation does not constitute a general
9 appearance by Intrepid.

10 In the event that the parties to this action, the parties to the related State Court
11 action or the Courts do not resolve the post mediation proceedings and Intrepid is not
12 dismissed from this action as a result of final approval by this Court of the proposed
13 settlement, Intrepid and Plaintiffs shall stipulate to a new response date for Intrepid to
14 file responsive pleadings and shall also stipulate to a corresponding number of days
15 that claims of putative collective class members against Defendant Intrepid will be
16 equitably tolled.

17 IT IS SO ORDERED.

18 Dated: September 11, 2013



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20 By:__

21 Judge of the District Court
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